

VIETNAMESE DOCUMENTATION NECESSARY

For Obtaining an Orphan Visa in Some Commonly Occurring Adoption Cases

Where to file....

- I-600 Approved in the U.S. - PAP report to DOS – Hanoi.
- I-600A is still pending – PAP must complete the process at USCIS HCMC.
- I-600A Approved – I-600 can be filed at either CIS HCMC or DOS Hanoi.
- All Immigrant Visas will be issued from DOS Hanoi.

I-600 and Supporting Documentation USCIS HCMC

- USC petitioner must be physically present in Vietnam to file I-600.
- Evidence of Approval of advance processing – I-171H
- Originals and two (2) copies of supporting documentation
- Certified English translation of documents
- DIA requirements have been completed
- DO not need child's medical or passport

FEES

- The fee for the I-600A includes filing I-600 for one child.
- If approved for more than one (1) child a fee and separate I-600 is required for each additional approved orphan
 - Exception: no additional fee if the orphans are siblings.

Sole Parent/Mother Relinquishes to an Orphanage

- Birth Certificate
- Police/People's Committee verification that mother is single and was unmarried at the time of birth of the child
- Mother's relinquishment
- Orphanage acceptance
- People's Committee Decision
- Giving and Receiving (Process Verbal)

Surviving Parent Relinquishes to Orphanage

- Birth Certificate
- Spouse's Death Certificate
- Police/People's Committee verification that surviving parent has not remarried
- Orphanage acceptance
- People's Committee Decision
- Giving and Receiving (Process Verbal)

Both Parent Relinquishes to Orphanage

- Birth Certificate
- Parent's relinquishment
- Orphanage acceptance
- People's Committee Decision
- Giving and Receiving (Process Verbal)

Abandonment

- Birth Certificate
- Police/People's Committee Report Of Abandonment (may be included in Orphanage acceptance text)
- If parent's name appears on birth certificate, Police/People's Committee must verify that this person could not be found or that the name was fictitious
- Orphanage acceptance with custody confirmed by local officials OR if child remains at hospital where abandoned, hospital custody must be confirmed by local officials
- People's Committee Decision
- Giving and Receiving (Process Verbal)

Direct Adoption from Sole Parent/Mother to Foreign Parents

- Birth Certificate
- Police/People's Committee verification that mother is single and was unmarried at the time of birth of the child
- Mother's direct relinquishment to foreign parents citing the names of the adopting parents
- People's Committee Decision
- Giving and Receiving (Process Verbal)

Direct Adoption from Surviving Parent to Foreign Parents

- Birth Certificate
- Spouse's Death Certificate
- Police/People's Committee verification that surviving parent has not remarried
- Surviving parent's direct relinquishment to foreign parents citing the names of the adopting parents
- People's Committee Decision
- Giving and Receiving (Process Verbal)

Incapable of Providing Proper Care

- Written statement from the sole or surviving parent stating the reasons why they can no longer provide care.
- Sole or surviving parent, adoptive parent(s), and child must come for the interview.

Adoption Approval

- Before an adoption petition can be approved or an Immigrant Visa issued ALL the Laws and Regulations of:
 - Foreign Sending Country
 - USCIS INA & 8CFR204.3
 - DOS Regulations
 - State Laws of the Orphan's proposed residence
- Must be complied with.

Validity I-600A and Fingerprints

- I-600A is valid for 18 months from the date of approval. This validity date cannot be extended.
- Fingerprints are valid for 15 months
 - PAP's fingerprints are expired they must be refingerprinted by DOS and pay a fee
 - DOS will forward the fingerprints to FBI

What IF?? Changes in Approved I-600A

- PAP wants to change Visa issuing Post
 - File I-824
 - Appropriate Fee
 - Visa 37/39 has to be reissued to the original and to the new issuing post
 - Documentation forward to the original post must be forward to the new issuing post

What If??

- PAP wants to adopt a sibling but is only approved for one child:
 - File Motion to Reopen the I-600A
 - Appropriate Fee
 - Amend Home study
 - No additional charge for I-600

What If??

- PAP wants to change the number of children
 - New I-600A
 - Appropriate fee
 - Amend the Home study
 - File additional I-600 for each additional child with appropriate fee

Denials

- USCIS approval of I-600 is not final
- DOS has the authority to request a revocation and deny issuing Immigrant Visa
- All motions – Appeals – Denials will be issued by USCIS

USCIS Office

- Address:
 - Department of Homeland Security
 - 8th Floor, Diamond Plaza Building
 - 34 Le Duan, District 1
 - Ho Chi Minh City, Vietnam
- Telephone: (84-8) 823-5395/97
- Fax: (84-8) 823-5393



Hours of Operation

- Walk-in to submit I-600
 - Monday through Thursday
 - 8:30am to 11:00am
 - Except local and American holidays
- Application will be reviewed for documents
- Appt for an interview will be scheduled
- If application is not approved within 48 hours of the interview – a notice explaining why will be issued.